RENTON CITY COUNCIL  
Regular Meeting  

February 21, 2000  
Council Chambers  
Monday, 7:30 p.m.  
M I N U T E S  
Municipal Building  

CALL TO ORDER  
Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.  

ROLL CALL OF COUNCILMEMBERS  
RANDY CORMAN, Council President; TIMOTHY SCHLITZER; KING PARKER; DON PERSSON; KATHY KEOLKER-WHEELER; TONI NELSON.  

MOVED BY NELSON, SECONDED BY SCHLITZER, COUNCIL EXCUSE ABSENT COUNCILMAN DAN CLAWSON. CARRIED.  

CITY STAFF IN ATTENDANCE  
JESSE TANNER, Mayor; JAY COVINGTON, Chief Administrative Officer; ZANETTA FONTES, Assistant City Attorney; MARILYN PETERSEN, City Clerk; GREGG ZIMMERMAN, Planning/Building/Public Works Administrator; JIM SHEPHERD, Community Services Administrator; DENNIS CULP, Facilities Director; MIKE WEBBY, Human Resources & Risk Management Administrator; JOE MCGUIRE, Municipal Court Services Director; SYLVIA ALLEN, Recreation Director; BETTY NOKES, Economic Development Director; DEREK TODD, Finance Analyst; PAUL BAKER, Land Use Compliance Inspector; JUDGE TERRY LEE JURADO, Municipal Court; COMMANDER KEVIN MILOSEVICH, Police Department.  

PRESS  
Robert Teodosio, Renton Reporter  

APPROVAL OF COUNCIL MINUTES  
MOVED BY CORMAN, SECONDED BY SCHLITZER, COUNCIL APPROVE THE MINUTES OF FEBRUARY 14, 2000 AS PRESENTED. CARRIED.  

SPECIAL PRESENTATIONS  
Municipal Arts Commission members Eileen Cunio and Diana Hagen presented certificates of appreciation to former commission members Bob Dunn and Debbie Hansen, both of whom have resigned their memberships after years of making significant and valuable contributions to Renton’s arts community.  

Municipal Court: Annual Report  
Municipal Court Judge Terry L. Jurado introduced the annual report on Renton’s Municipal Court by commenting on several changes which have been made in the court’s procedures since he assumed the judgeship in January of 1999. These include new probation policies which allow closer monitoring of those on probation, and efficiencies that minimize waiting periods for those conducting business with the court.  

Judge Jurado then introduced Municipal Court Services Director Joe McGuire, whom he described as an excellent administrator. Mr. McGuire presented the 1999 annual report of the court, echoing the judge’s comments on the professionalism and high quality of the court staff, which consists of eleven judicial specialists and one part-time filing clerk.  

Continuing, Mr. McGuire said last year, the court initiated periodic meetings with other interested parties such as police department representatives and the city prosecutor and public defender. Two results were the imposition of breathalyzer testing as a condition of release for selected DUI defendants and policies for defendants arrested on domestic violence charges. Another
accomplishment was the formation of a relationship with the Renton Juvenile Court Conference Committee, which now uses court facilities six times each month for juvenile intervention hearings. Mr. McGuire added that the court has also modified its processing of parking infractions. These are now tied to the state’s Judicial Information System, which enables the court to process payments more quickly and better follow up on delinquencies. Mr. McGuire expected this change to result in increased compliance with parking regulations in Renton.

Mr. McGuire then described several projects which the court will undertake in 2000, including a warrant reduction project, an update of the jury management system, and a review of the processes used to collect delinquent fines. He concluded that Renton’s Municipal Court judges each hear an average of over 9,800 cases annually, while King County District Court judges average only 7,500.

Responding to Councilmembers Persson and Keolker-Wheeler, Judge Jurado agreed that the problem of having to provide interpreters for defendants, as noted by Mr. McGuire, is likely to continue in the future. The judge added that another complication arises when the court mandates counseling or other services for a non-English speaking defendant, since various statutes and case law have determined that in such situations, the court mandating the treatment must also provide any interpreter services needed to conduct the counseling.

Planning & Development Committee Chair Keolker-Wheeler presented a report regarding the Renton High School Modernization appeal. The Committee convened on February 17, 2000, to consider the appeal by the Renton School District of the Hearing Examiner’s decision dated 11/18/99.

The appellant operates Renton High School, located at 400 South Second Street. The subject project would modernize Renton High School and add an approximately 16,500 square foot building on the site. The new building would be the locus of a new performing arts center. The proposal also requires the approval of two variances.

The Hearing Examiner approved the project, with three conditions, only one of which is on appeal: that the applicant eliminate the proposed parking area in front of the arts center addition facing South 2nd.

The Committee found that the school district is attempting, by this request, to separate the parking for visitors from the parking lot for students and teachers for security reasons and to accommodate disabled persons. School security is of considerable importance to the Committee, especially in these times of violence in the schools.

The Committee found that the Hearing Examiner committed a substantial error of law in applying the variance criteria to this “area variance.” Because this is an area variance, the burden to prove hardship is less stringent than that imposed by the Examiner. Additionally, the Committee found that the proposed location for visitor parking is the minimum necessary to accomplish the goal of the school district to facilitate security and accommodate disabled parking.

The Committee recommended that the City Council reverse the Hearing Examiner’s decision relating to the condition to remove the small parking area to the south of the new arts center, and uphold the decision in all other respects.

MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER,
ADMINISTRATIVE REPORT

Chief Administrative Officer Jay Covington reviewed a written administrative report summarizing the City’s recent progress towards goals and work programs adopted as part of its business plan for 2000 and beyond. Items noted included:

* Last week at Carco Theatre more than 2,000 children and parents enjoyed Studio East Story Book Theatre’s production of “The Three Little Pigs.”

* This week the Renton Community Center will host numerous children’s activities including “The Reptile Man,” Mid-Winter Melt Down day camp, and Skyhawks Multi-Sport and Mini-Hawks sports camps.

* On February 16th more than 300 senior citizens attended a travel seminar and dinner at the Senior Activity Center, which highlighted trips and tours which the center will offer during the next two years.

AUDIENCE COMMENT

Citizen Comment: Evans – Fines for Repeated False Alarms (Process)

Ralph Evans, 3306 NE 11th Pl., Renton, 98056, asked when Council’s Public Safety Committee will consider the proposed ordinance imposing fines for repeated false alarms. Public Safety Committee Chair Schlitzer replied that this subject will be taken up at next Monday’s meeting, which will begin at 6:00 p.m.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing.

Appointment: Planning Commission


Appointment: Planning Commission

Mayor Tanner appointed Dan Lynch, 140 Capri Ave. NE, Renton, 98056, to the Planning Commission to fill the unexpired term of Jeff Lukins, who has resigned (term to expire 1/31/2001). Refer to Community Services Committee.

Parks: Parks Landscape Contract, Facilities Maintenance Contractors

Community Services Department recommended amending the contract with Facilities Maintenance Contractors to include responsibility for additional locations as a result of the restructured Parks Landscape Program. Refer to Community Services Committee.

EDNSP: 2000 Neighborhood Grant Program Applications

Economic Development, Neighborhoods and Strategic Planning Department submitted the applications received for this year’s Neighborhood Grant Program. Refer to Community Services Committee.

Legal: False Burglar Alarm Fines

Legal Department submitted proposed ordinance imposing fines for repeated false alarms. Refer to Public Safety Committee.

Public Works: Maplewood Channel Stabilization Project Easements and Cost Sharing, King County

Surface Water Utility Division recommended approval of an agreement granting King County temporary construction easements for the county’s Maplewood Channel Stabilization project, and reimbursing the county for $27,320 for Renton’s portion of this project. Council concur. (See page 59 for resolution.)

Streets: N 30th St Temporary Closure for Reconstruction

Transportation Systems Division requested authorization for a four-day closure of N. 30th St. between Burnett and Park Avenues North for reconstruction of a portion of the eastbound lane. Council concur. (See page 59 for resolution.)

Metro: Flexpass Program Continuation (City Employees)

Transportation Division recommended approval of an agreement with the King County Transit Division (Metro) to continue the Flexpass commute trip reduction program for all regular City employees from March 2000-February
Transportation: I-405/NE 44th St Interchange Work, Entranco Engineers

Transportation Division recommended approval of a contract in the amount of $128,000 with Entranco Engineers for the I-405/NE 44th St. Interchange added access study, including economic impact analysis. Council concur.

Transportation: I-405/NE 44th St Interchange Work, Entranco Engineers

Transportation Division recommended approval of a contract in the amount of $36,000 with Entranco Engineers for the I-405/NE 44th St. Interchange transportation systems analysis. Council concur.

Transportation: I-405/NE 44th St Interchange Work, Entranco Engineers

Transportation Division recommended approval of a contract in the amount of $94,000 with Entranco Engineers for the I-405/NE 44th St. Interchange alternatives analysis. Council concur.

MOVED BY CORMAN, SECONDED BY PERSSON, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

CORRESPONDENCE
Citizen Comment: Eskenazi – Highlands Redevelopment; Parking Vehicles on Laws

Correspondence was read from Penny and Morrey Eskenazi, 951 Lynnwood Ave. NE, Renton, 98056, expressing delight with the City’s plans to revitalize the Highlands community, and asking that the City adopt an ordinance prohibiting parking vehicles on residential property anywhere other than driveways or a cement or asphalt parking pad. MOVED BY KEOLKER-WHEELER, SECONDED BY PARKER, COUNCIL REFER THIS LETTER TO THE PLANNING & DEVELOPMENT COMMITTEE ALONG WITH A PREVIOUS LETTER RECEIVED FROM BARBARA AND JIM SATHER, 3112 NE 10th St., RENTON, 98056, ALSO ON THIS SUBJECT. CARRIED.

Correspondence was read from officers of the Highlands Community Association, 364 Renton Center Way SW #56A-156, Renton, 98055, asking that floodlights be installed at Sunset Court Park in the Highlands to deter criminal activity in this area. MOVED BY PARKER, SECONDED BY NELSON, COUNCIL REFER THIS LETTER TO THE COMMUNITY SERVICES COMMITTEE. CARRIED.

OLD BUSINESS
Finance Committee
Finance: Vouchers

Finance Committee Chair Parker presented a report recommending approval of Payroll Vouchers 24092 – 24305 and 526 direct deposits totaling $948,317.14. MOVED BY PARKER, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Development Services:
Position Hires at Step D (Land Use Inspector; Engineering Spec)

Finance Committee Chair Parker presented a report recommending concurrence with the recommendation to approve an upgrade of the Code Compliance Inspector and Engineering Specialist I positions to Step D. Both the candidates for the Code Compliance Inspector and the Engineering Specialist I have worked in this capacity as limited term employees. The Code Compliance Inspector candidate has been a limited term employee for one year, and the Engineering Specialist I candidate has worked in this capacity for ten years. The upgrades are retroactive to the date of hire. MOVED BY PARKER, SECONDED BY PERSSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Parks: Syntax Lease at Former Municipal Building, 200 Mill Ave S

Finance Committee Chair Parker presented a report recommending concurrence in the staff recommendation to authorize the Mayor and City Clerk to sign the proposed lease with Syntax, Inc. to lease the third floor of 200 Mill Ave. S. for five years. MOVED BY PARKER, SECONDED BY NELSON, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Utilities Committee
Public Works: Maplewood

Utilities Committee Vice Chair Keolker-Wheeler presented a report recommending concurrence in the staff recommendation that Council authorize
Water Quality Improvement Project, Economic & Engineering Services

The Mayor and City Clerk to execute a contract with Economic and Engineering Services in the amount of $50,414.06 for the pilot study and bench-scale testing for the Maplewood Water Quality Improvement project. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Solid Waste: 2000 Business Recycling & Special Recycling Event, King County Contract

Utilities Committee Vice Chair Keolker-Wheeler presented a report recommending concurrence in the Planning/Building/Public Works Department’s recommendation that Council approve an interlocal agreement for the King County City Optional Program which authorizes the City to receive $31,827 in funding from King County to continue the Business Recycling Program and the Special Recycling Event for 2000. The Committee further recommended that the resolution regarding this matter be presented for reading and adoption. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See page 59 for resolution.)

Solid Waste: 2000-2001 Coordinated Prevention Grant, Wash State DOE

Utilities Committee Vice Chair Keolker-Wheeler presented a report recommending concurrence in the Planning/Building/Public Works Department’s recommendation that Council approve the 2000-2001 Coordinated Prevention Grant agreement which provides $53,962 in funding from the Washington State Department of Ecology, and commits the City to provide $35,974 in matching funds which are included in the 2000-2001 budget. These grant funds will be used to implement hazardous waste reduction and education programs, and organics composting programs meeting the requirements and goals of both the King County Comprehensive Solid Waste Management Plan and the Local Hazardous Waste Management Plan. The Committee further recommended that the resolution regarding this matter be presented for reading and adoption. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See page 59 for resolution.)

Latecomer’s Agreement: Centex Homes

Utilities Committee Vice Chair Keolker-Wheeler presented a report regarding the request from Centex Homes for a latecomer agreement for wastewater facilities at the Windwood development. On April 12, 1999, Centex Homes submitted an application for a latecomer agreement to recover a portion of the cost of extending wastewater facilities for its Windwood residential development project. The preliminary costs were approved by the City Council on June 7, 1999. Construction is completed and staff has received as-built plans, reviewed the final costs, and updated the assessment roll.

The Utilities Committee recommended that Council approve the latecomer agreement for a period of fifteen years.

The Utilities Committee further recommended that Council authorize the final assessment roll to be forwarded to the City Clerk, who will notify the affected property owners. If no protests are received, the City Clerk shall forward the latecomer agreement to the developer for execution. When the agreement is returned, the Mayor and City Clerk are authorized to execute and record the agreement.

In the event of a protest for valid cause, a public hearing will be held to resolve any issues prior to proceeding with this matter. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.
Utilities Committee Vice Chair Keolker-Wheeler presented a report recommending concurrence in the Planning/Building/Public Works Department’s recommendation that Council approve a Memorandum of Understanding with the Seattle-King County Department of Public Health which authorizes the City’s Solid Waste Utility to receive $36,795 in funding from the Local Hazardous Waste Management Plan in Seattle-King County. These funds will be used to implement collection of used oil, antifreeze, oil filters, and lead-acid batteries at the City’s two special recycling events. In addition, these funds will be used to implement household hazardous waste education projects including school workshops, Renton River Days and Integrated Pest Management (IPM) public outreach.

The Committee further recommended that the resolution regarding this matter be presented for reading and adoption. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED. (See later this page for resolution.)

Mayor Tanner said that, relative to Council’s approval last week of the demolition of the restaurant building at Renton Municipal Airport, the Administration is considering retaining a small section of the building for use as a customs terminal for seaplane flights.

The following resolutions were presented for reading and adoption:

**Resolution #3437**
Public Works: Maplewood Channel Stabilization Project Easements and Cost Sharing, King County

A resolution was read authorizing the Mayor and City Clerk to enter into an interlocal agreement with King County concerning the Maplewood Channel Stabilization project. MOVED BY KEOLKER-WHEELER, SECONDED BY CORMAN, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

**Resolution #3438**
Streets: N 30th St Temporary Closure for Reconstruction

A resolution was read authorizing the temporary closure of N. 30th St. between Burnett and Park Avenues North. MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

**Resolution #3439**
Solid Waste: 2000 Local Hazardous Waste Mgmt Program, Dept of Public Health

A resolution was read authorizing the Mayor and City Clerk to sign Amendment No. 5 to an agreement between the City of Renton and the Seattle-King County Department of Public Health, Environmental Health Services Division. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

**Resolution #3440**
Solid Waste: 2000 Business Recycling & Special Recycling Event, King County Contract

A resolution was read authorizing the Mayor and City Clerk to enter into an interlocal cooperative agreement with King County under which King County will provide funding for special recycling events and the operation of a business recycling plan. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

**Resolution #3441**
Solid Waste: 2000-2001 Coordinated Prevent Grant, Wash State DOE

A resolution was read authorizing the Mayor and City Clerk to enter into an agreement with the State of Washington Department of Ecology regarding a coordinated prevention grant. MOVED BY KEOLKER-WHEELER, SECONDED BY SCHLITZER, COUNCIL ADOPT THE RESOLUTION AS READ. CARRIED.

The following ordinance was presented for second and final reading:
Ordinance #4831  
Franchise: Level 3 Communications, LLC  

An ordinance was read granting unto Level 3 LLC, a Delaware Limited Liability Company, its successors and assigns, the right, privilege, authority and franchise to install fiber optics cable underground together with appurtenances thereto, upon, over, under, along, across the streets, avenues and alleys of the City of Renton for the purpose of installing infrastructure to operate as a broadband digital communication provider and carrier utilizing switching and fiber optic facilities. MOVED BY PERSSON, SECONDED BY KEOLKER-WHEELER, COUNCIL ADOPT THE ORDINANCE AS READ. ROLL CALL: ALL AYES. CARRIED.

NEW BUSINESS  
Franchise: AT&T Cable Services, Service Boundaries

Councilmember Nelson inquired why it is that residents of Renton’s potential annexation area receive the City of Kent’s government access channel rather than Renton’s. City Clerk/Cable Manager Marilyn Petersen explained that this situation is temporary; according to AT&T Cable Services, when the company’s cable upgrade is complete, residents of unincorporated King County will receive King County’s government access channel.

MOVED BY PERSSON, SECONDED BY CORMAN, COUNCIL DIRECT THE ADMINISTRATION TO SEND A LETTER TO AT&T CABLE SERVICES EXPRESSING THE CITY’S CONCERN ON THIS SUBJECT. CARRIED.

EXECUTIVE SESSION  

MOVED BY CORMAN, SECONDED BY NELSON, COUNCIL RECESS INTO EXECUTIVE SESSION FOR 20 MINUTES TO DISCUSS LABOR NEGOTIATIONS AND PERSONNEL ISSUES. CARRIED. Time: 8:42 p.m.

The meeting was reconvened at 9:04 p.m.; roll was called; all Councilmembers present.

ADJOURNMENT  

MOVED BY KEOLKER-WHEELER, SECONDED BY CLAWSON, COUNCIL ADJOURN. CARRIED. Time: 9:05 p.m.

Marilyn J. Petersen, CMC, City Clerk

Recorder: Brenda Fritsvold
February 21, 2000